



95TH GENERAL ASSEMBLY

State of Illinois

2007 and 2008

HB1412

Introduced 2/21/2007, by Rep. Kurt M. Granberg

SYNOPSIS AS INTRODUCED:

20 ILCS 3501/801-25
20 ILCS 3501/801-40
20 ILCS 3501/801-50 new
20 ILCS 3501/845-40

Amends the Illinois Finance Authority Act. Provides that all official acts of the Authority require the approval of a majority of the members then holding office (instead of 8 members). Provides that a majority of the members of the Authority holding office constitutes a quorum (instead of 8 members). Provides that the Authority may enter into agreements with respect to its bond payment obligations. Provides that any pledge of revenues or other moneys made by the Authority shall be binding from the time the pledge is made, and that revenues and other moneys pledged shall be held outside of the State treasury and shall be subject to certain liens. Allows the Executive Director to countersign checks and drafts. Makes other changes.

LRB095 09807 RCE 30017 b

FISCAL NOTE ACT
MAY APPLY

A BILL FOR

1 AN ACT concerning finance.

2 **Be it enacted by the People of the State of Illinois,**
3 **represented in the General Assembly:**

4 Section 5. The Illinois Finance Authority Act is amended by
5 changing Sections 801-25, 801-40, and 845-20 and by adding
6 Section 801-50 as follows:

7 (20 ILCS 3501/801-25)

8 Sec. 801-25. All official acts of the Authority shall
9 require the approval of a majority of the members then holding
10 office ~~at least 8 members~~. All meetings of the Authority and
11 the Advisory Councils shall be conducted in accordance with the
12 Open Meetings Act. A majority ~~Eight members~~ of the members then
13 holding office ~~Authority~~ shall constitute a quorum. All
14 meetings shall be conducted at a single location within this
15 State with a quorum of members physically present at this
16 location. Other members who are not physically present at this
17 location may participate in the meeting and vote on all matters
18 by means of a video or audio conference. The Auditor General
19 shall conduct financial audits and program audits of the
20 Authority, in accordance with the Illinois State Auditing Act.
21 (Source: P.A. 93-205, eff. 1-1-04; 93-1101, eff. 3-31-05.)

22 (20 ILCS 3501/801-40)

1 Sec. 801-40. In addition to the powers otherwise authorized
2 by law and in addition to the foregoing general corporate
3 powers, the Authority shall also have the following additional
4 specific powers to be exercised in furtherance of the purposes
5 of this Act.

6 (a) The Authority shall have power (i) to accept grants,
7 loans or appropriations from the federal government or the
8 State, or any agency or instrumentality thereof, to be used for
9 the operating expenses of the Authority, or for any purposes of
10 the Authority, including the making of direct loans of such
11 funds with respect to projects, and (ii) to enter into any
12 agreement with the federal government or the State, or any
13 agency or instrumentality thereof, in relationship to such
14 grants, loans or appropriations.

15 (b) The Authority shall have power to procure and enter
16 into contracts for any type of insurance and indemnity
17 agreements covering loss or damage to property from any cause,
18 including loss of use and occupancy, or covering any other
19 insurable risk.

20 (c) The Authority shall have the continuing power to issue
21 bonds for its corporate purposes. Bonds may be issued by the
22 Authority in one or more series and may provide for the payment
23 of any interest deemed necessary on such bonds, of the costs of
24 issuance of such bonds, of any premium on any insurance, or of
25 the cost of any guarantees, letters of credit or other similar
26 documents, may provide for the funding of the reserves deemed

1 necessary in connection with such bonds, and may provide for
2 the refunding or advance refunding of any bonds or for accounts
3 deemed necessary in connection with any purpose of the
4 Authority. The bonds may bear interest payable at any time or
5 times and at any rate or rates, notwithstanding any other
6 provision of law to the contrary, and such rate or rates may be
7 established by an index or formula which may be implemented or
8 established by persons appointed or retained therefor by the
9 Authority, or may bear no interest or may bear interest payable
10 at maturity or upon redemption prior to maturity, may bear such
11 date or dates, may be payable at such time or times and at such
12 place or places, may mature at any time or times not later than
13 40 years from the date of issuance, may be sold at public or
14 private sale at such time or times and at such price or prices,
15 may be secured by such pledges, reserves, guarantees, letters
16 of credit, insurance contracts or other similar credit support
17 or liquidity instruments, may be executed in such manner, may
18 be subject to redemption prior to maturity, may provide for the
19 registration of the bonds, and may be subject to such other
20 terms and conditions all as may be provided by the resolution
21 or indenture authorizing the issuance of such bonds. The holder
22 or holders of any bonds issued by the Authority may bring suits
23 at law or proceedings in equity to compel the performance and
24 observance by any person or by the Authority or any of its
25 agents or employees of any contract or covenant made with the
26 holders of such bonds and to compel such person or the

1 Authority and any of its agents or employees to perform any
2 duties required to be performed for the benefit of the holders
3 of any such bonds by the provision of the resolution
4 authorizing their issuance, and to enjoin such person or the
5 Authority and any of its agents or employees from taking any
6 action in conflict with any such contract or covenant.
7 Notwithstanding the form and tenor of any such bonds and in the
8 absence of any express recital on the face thereof that it is
9 non-negotiable, all such bonds shall be negotiable
10 instruments. Pending the preparation and execution of any such
11 bonds, temporary bonds may be issued as provided by the
12 resolution. The bonds shall be sold by the Authority in such
13 manner as it shall determine. The bonds may be secured as
14 provided in the authorizing resolution by the receipts,
15 revenues, income and other available funds of the Authority and
16 by any amounts derived by the Authority from the loan agreement
17 or lease agreement with respect to the project or projects; and
18 bonds may be issued as general obligations of the Authority
19 payable from such revenues, funds and obligations of the
20 Authority as the bond resolution shall provide, or may be
21 issued as limited obligations with a claim for payment solely
22 from such revenues, funds and obligations as the bond
23 resolution shall provide. The Authority may grant a specific
24 pledge or assignment of and lien on or security interest in
25 such rights, revenues, income, or amounts and may grant a
26 specific pledge or assignment of and lien on or security

1 interest in any reserves, funds or accounts established in the
2 resolution authorizing the issuance of bonds. Any such pledge,
3 assignment, lien or security interest for the benefit of the
4 holders of the Authority's bonds shall be valid and binding
5 from the time the bonds are issued without any physical
6 delivery or further act, and shall be valid and binding as
7 against and prior to the claims of all other parties having
8 claims against the Authority or any other person irrespective
9 of whether the other parties have notice of the pledge,
10 assignment, lien or security interest. As evidence of such
11 pledge, assignment, lien and security interest, the Authority
12 may execute and deliver a mortgage, trust agreement, indenture
13 or security agreement or an assignment thereof. A remedy for
14 any breach or default of the terms of any such agreement by the
15 Authority may be by mandamus proceedings in any court of
16 competent jurisdiction to compel the performance and
17 compliance therewith, but the agreement may prescribe by whom
18 or on whose behalf such action may be instituted. It is
19 expressly understood that the Authority may, but need not,
20 acquire title to any project with respect to which it exercises
21 its authority.

22 (d) With respect to the powers granted by this Act, the
23 Authority may adopt rules and regulations prescribing the
24 procedures by which persons may apply for assistance under this
25 Act. Nothing herein shall be deemed to preclude the Authority,
26 prior to the filing of any formal application, from conducting

1 preliminary discussions and investigations with respect to the
2 subject matter of any prospective application.

3 (e) The Authority shall have power to acquire by purchase,
4 lease, gift or otherwise any property or rights therein from
5 any person useful for its purposes, whether improved for the
6 purposes of any prospective project, or unimproved. The
7 Authority may also accept any donation of funds for its
8 purposes from any such source. The Authority shall have no
9 independent power of condemnation but may acquire any property
10 or rights therein obtained upon condemnation by any other
11 authority, governmental entity or unit of local government with
12 such power.

13 (f) The Authority shall have power to develop, construct
14 and improve either under its own direction, or through
15 collaboration with any approved applicant, or to acquire
16 through purchase or otherwise, any project, using for such
17 purpose the proceeds derived from the sale of its bonds or from
18 governmental loans or grants, and to hold title in the name of
19 the Authority to such projects.

20 (g) The Authority shall have power to lease pursuant to a
21 lease agreement any project so developed and constructed or
22 acquired to the approved tenant on such terms and conditions as
23 may be appropriate to further the purposes of this Act and to
24 maintain the credit of the Authority. Any such lease may
25 provide for either the Authority or the approved tenant to
26 assume initially, in whole or in part, the costs of

1 maintenance, repair and improvements during the leasehold
2 period. In no case, however, shall the total rentals from any
3 project during any initial leasehold period or the total loan
4 repayments to be made pursuant to any loan agreement, be less
5 than an amount necessary to return over such lease or loan
6 period (1) all costs incurred in connection with the
7 development, construction, acquisition or improvement of the
8 project and for repair, maintenance and improvements thereto
9 during the period of the lease or loan; provided, however, that
10 the rentals or loan repayments need not include costs met
11 through the use of funds other than those obtained by the
12 Authority through the issuance of its bonds or governmental
13 loans; (2) a reasonable percentage additive to be agreed upon
14 by the Authority and the borrower or tenant to cover a properly
15 allocable portion of the Authority's general expenses,
16 including, but not limited to, administrative expenses,
17 salaries and general insurance, and (3) an amount sufficient to
18 pay when due all principal of, interest and premium, if any on,
19 any bonds issued by the Authority with respect to the project.
20 The portion of total rentals payable under clause (3) of this
21 subsection (g) shall be deposited in such special accounts,
22 including all sinking funds, acquisition or construction
23 funds, debt service and other funds as provided by any
24 resolution, mortgage or trust agreement of the Authority
25 pursuant to which any bond is issued.

26 (h) The Authority has the power, upon the termination of

1 any leasehold period of any project, to sell or lease for a
2 further term or terms such project on such terms and conditions
3 as the Authority shall deem reasonable and consistent with the
4 purposes of the Act. The net proceeds from all such sales and
5 the revenues or income from such leases shall be used to
6 satisfy any indebtedness of the Authority with respect to such
7 project and any balance may be used to pay any expenses of the
8 Authority or be used for the further development, construction,
9 acquisition or improvement of projects. In the event any
10 project is vacated by a tenant prior to the termination of the
11 initial leasehold period, the Authority shall sell or lease the
12 facilities of the project on the most advantageous terms
13 available. The net proceeds of any such disposition shall be
14 treated in the same manner as the proceeds from sales or the
15 revenues or income from leases subsequent to the termination of
16 any initial leasehold period.

17 (i) The Authority shall have the power to make loans to
18 persons to finance a project, to enter into loan agreements
19 with respect thereto, and to accept guarantees from persons of
20 its loans or the resultant evidences of obligations of the
21 Authority.

22 (j) The Authority may fix, determine, charge and collect
23 any premiums, fees, charges, costs and expenses, including,
24 without limitation, any application fees, commitment fees,
25 program fees, financing charges or publication fees from any
26 person in connection with its activities under this Act.

1 (k) In addition to the funds established as provided
2 herein, the Authority shall have the power to create and
3 establish such reserve funds and accounts as may be necessary
4 or desirable to accomplish its purposes under this Act and to
5 deposit its available monies into the funds and accounts.

6 (l) At the request of the governing body of any unit of
7 local government, the Authority is authorized to market such
8 local government's revenue bond offerings by preparing bond
9 issues for sale, advertising for sealed bids, receiving bids at
10 its offices, making the award to the bidder that offers the
11 most favorable terms or arranging for negotiated placements or
12 underwritings of such securities. The Authority may, at its
13 discretion, offer for concurrent sale the revenue bonds of
14 several local governments. Sales by the Authority of revenue
15 bonds under this Section shall in no way imply State guarantee
16 of such debt issue. The Authority may require such financial
17 information from participating local governments as it deems
18 necessary in order to carry out the purposes of this subsection
19 (1).

20 (m) The Authority may make grants to any county to which
21 Division 5-37 of the Counties Code is applicable to assist in
22 the financing of capital development, construction and
23 renovation of new or existing facilities for hospitals and
24 health care facilities under that Act. Such grants may only be
25 made from funds appropriated for such purposes from the Build
26 Illinois Bond Fund.

1 (n) The Authority may establish an urban development action
2 grant program for the purpose of assisting municipalities in
3 Illinois which are experiencing severe economic distress to
4 help stimulate economic development activities needed to aid in
5 economic recovery. The Authority shall determine the types of
6 activities and projects for which the urban development action
7 grants may be used, provided that such projects and activities
8 are broadly defined to include all reasonable projects and
9 activities the primary objectives of which are the development
10 of viable urban communities, including decent housing and a
11 suitable living environment, and expansion of economic
12 opportunity, principally for persons of low and moderate
13 incomes. The Authority shall enter into grant agreements from
14 monies appropriated for such purposes from the Build Illinois
15 Bond Fund. The Authority shall monitor the use of the grants,
16 and shall provide for audits of the funds as well as recovery
17 by the Authority of any funds determined to have been spent in
18 violation of this subsection (n) or any rule or regulation
19 promulgated hereunder. The Authority shall provide technical
20 assistance with regard to the effective use of the urban
21 development action grants. The Authority shall file an annual
22 report to the General Assembly concerning the progress of the
23 grant program.

24 (o) The Authority may establish a Housing Partnership
25 Program whereby the Authority provides zero-interest loans to
26 municipalities for the purpose of assisting in the financing of

1 projects for the rehabilitation of affordable multi-family
2 housing for low and moderate income residents. The Authority
3 may provide such loans only upon a municipality's providing
4 evidence that it has obtained private funding for the
5 rehabilitation project. The Authority shall provide 3 State
6 dollars for every 7 dollars obtained by the municipality from
7 sources other than the State of Illinois. The loans shall be
8 made from monies appropriated for such purpose from the Build
9 Illinois Bond Fund. The total amount of loans available under
10 the Housing Partnership Program shall not exceed \$30,000,000.
11 State loan monies under this subsection shall be used only for
12 the acquisition and rehabilitation of existing buildings
13 containing 4 or more dwelling units. The terms of any loan made
14 by the municipality under this subsection shall require
15 repayment of the loan to the municipality upon any sale or
16 other transfer of the project.

17 (p) The Authority may award grants to universities and
18 research institutions, research consortiums and other
19 not-for-profit entities for the purposes of: remodeling or
20 otherwise physically altering existing laboratory or research
21 facilities, expansion or physical additions to existing
22 laboratory or research facilities, construction of new
23 laboratory or research facilities or acquisition of modern
24 equipment to support laboratory or research operations
25 provided that such grants (i) be used solely in support of
26 project and equipment acquisitions which enhance technology

1 transfer, and (ii) not constitute more than 60 percent of the
2 total project or acquisition cost.

3 (q) Grants may be awarded by the Authority to units of
4 local government for the purpose of developing the appropriate
5 infrastructure or defraying other costs to the local government
6 in support of laboratory or research facilities provided that
7 such grants may not exceed 40% of the cost to the unit of local
8 government.

9 (r) The Authority may establish a Direct Loan Program to
10 make loans to individuals, partnerships or corporations for the
11 purpose of an industrial project, as defined in Section 801-10
12 of this Act. For the purposes of such program and not by way of
13 limitation on any other program of the Authority, the Authority
14 shall have the power to issue bonds, notes, or other evidences
15 of indebtedness including commercial paper for purposes of
16 providing a fund of capital from which it may make such loans.
17 The Authority shall have the power to use any appropriations
18 from the State made especially for the Authority's Direct Loan
19 Program for additional capital to make such loans or for the
20 purposes of reserve funds or pledged funds which secure the
21 Authority's obligations of repayment of any bond, note or other
22 form of indebtedness established for the purpose of providing
23 capital for which it intends to make such loans under the
24 Direct Loan Program. For the purpose of obtaining such capital,
25 the Authority may also enter into agreements with financial
26 institutions and other persons for the purpose of selling loans

1 and developing a secondary market for such loans. Loans made
2 under the Direct Loan Program may be in an amount not to exceed
3 \$300,000 and shall be made for a portion of an industrial
4 project which does not exceed 50% of the total project. ~~No loan~~
5 ~~may be made by the Authority unless approved by the affirmative~~
6 ~~vote of at least 8 members of the board.~~ The Authority shall
7 establish procedures and publish rules which shall provide for
8 the submission, review, and analysis of each direct loan
9 application and which shall preserve the ability of each board
10 member to reach an individual business judgment regarding the
11 propriety of making each direct loan. The collective discretion
12 of the board to approve or disapprove each loan shall be
13 unencumbered. The Authority may establish and collect such fees
14 and charges, determine and enforce such terms and conditions,
15 and charge such interest rates as it determines to be necessary
16 and appropriate to the successful administration of the Direct
17 Loan Program. The Authority may require such interests in
18 collateral and such guarantees as it determines are necessary
19 to protect the Authority's interest in the repayment of the
20 principal and interest of each loan made under the Direct Loan
21 Program.

22 (s) The Authority may guarantee private loans to third
23 parties up to a specified dollar amount in order to promote
24 economic development in this State.

25 (t) The Authority may adopt rules and regulations as may be
26 necessary or advisable to implement the powers conferred by

1 this Act.

2 (u) The Authority shall have the power to issue bonds,
3 notes or other evidences of indebtedness, which may be used to
4 make loans to units of local government which are authorized to
5 enter into loan agreements and other documents and to issue
6 bonds, notes and other evidences of indebtedness for the
7 purpose of financing the protection of storm sewer outfalls,
8 the construction of adequate storm sewer outfalls, and the
9 provision for flood protection of sanitary sewage treatment
10 plans, in counties that have established a stormwater
11 management planning committee in accordance with Section
12 5-1062 of the Counties Code. Any such loan shall be made by the
13 Authority pursuant to the provisions of Section 820-5 to 820-60
14 of this Act. The unit of local government shall pay back to the
15 Authority the principal amount of the loan, plus annual
16 interest as determined by the Authority. The Authority shall
17 have the power, subject to appropriations by the General
18 Assembly, to subsidize or buy down a portion of the interest on
19 such loans, up to 4% per annum.

20 (v) The Authority may accept security interests as provided
21 in Sections 11-3 and 11-3.3 of the Illinois Public Aid Code.

22 (w) Moral Obligation. In the event that the Authority
23 determines that monies of the Authority will not be sufficient
24 for the payment of the principal of and interest on its bonds
25 during the next State fiscal year, the Chairperson, as soon as
26 practicable, shall certify to the Governor the amount required

1 by the Authority to enable it to pay such principal of and
2 interest on the bonds. The Governor shall submit the amount so
3 certified to the General Assembly as soon as practicable, but
4 no later than the end of the current State fiscal year. This
5 subsection shall apply only to any bonds or notes as to which
6 the Authority shall have determined, in the resolution
7 authorizing the issuance of the bonds or notes, that this
8 subsection shall apply. Whenever the Authority makes such a
9 determination, that fact shall be plainly stated on the face of
10 the bonds or notes and that fact shall also be reported to the
11 Governor. In the event of a withdrawal of moneys from a reserve
12 fund established with respect to any issue or issues of bonds
13 of the Authority to pay principal or interest on those bonds,
14 the Chairperson of the Authority, as soon as practicable, shall
15 certify to the Governor the amount required to restore the
16 reserve fund to the level required in the resolution or
17 indenture securing those bonds. The Governor shall submit the
18 amount so certified to the General Assembly as soon as
19 practicable, but no later than the end of the current State
20 fiscal year. The Authority shall obtain written approval from
21 the Governor for any bonds and notes to be issued under this
22 Section. In addition to any other bonds authorized to be issued
23 under Sections 825-60, 825-65(e), 830-25 and 845-5, the
24 principal amount of Authority bonds outstanding issued under
25 this Section 801-40(w) or under 20 ILCS 3850/1-80 or 30 ILCS
26 360/2-6(c), which have been assumed by the Authority, shall not

1 exceed \$150,000,000.

2 (x) The Authority may enter into agreements or contracts
3 with any person necessary or appropriate to place the payment
4 obligations of the Authority under any of its bonds in whole or
5 in part on any interest rate basis, cash flow basis, or other
6 basis desired by the Authority, including without limitation
7 agreements or contracts commonly known as "interest rate swap
8 agreements", "forward payment conversion agreements", and
9 "futures", or agreements or contracts to exchange cash flows or
10 a series of payments, or agreements or contracts, including
11 without limitation agreements or contracts commonly known as
12 "options", "puts", or "calls", to hedge payment, rate spread,
13 or similar exposure; provided that any such agreement or
14 contract shall not constitute an obligation for borrowed money
15 and shall not be taken into account under Section 845-5 of this
16 Act or any other debt limit of the Authority or the State of
17 Illinois.

18 (Source: P.A. 93-205, eff. 1-1-04; 94-91, eff. 7-1-05.)

19 (20 ILCS 3501/801-50 new)

20 Sec. 801-50. Pledge of revenues by the Authority;
21 non-impairment. Any pledge of revenues or other moneys made by
22 the Authority shall be binding from the time the pledge is
23 made. Revenues and other moneys so pledged shall be held
24 outside of the State treasury and in the custody of either the
25 Treasurer of the Authority or a trustee or a depository

1 appointed by the Authority. Revenues or other moneys so pledged
2 and thereafter received by the Authority or trustee or
3 depository shall immediately be subject to the lien of the
4 pledge without any physical delivery thereof or further act,
5 and the lien of any pledge shall be binding against all parties
6 having claims of any kind in tort, contract, or otherwise
7 against the Authority, irrespective of whether the parties have
8 notice thereof. Neither the resolution nor any other instrument
9 by which a pledge is created need be filed or recorded except
10 in the records of the Authority. The State pledges and agrees
11 with the holders of bonds or other obligations of the Authority
12 that the State will not limit or restrict the rights hereby
13 vested in the Authority to purchase, acquire, hold, sell, or
14 dispose of investments or to establish and collect such fees or
15 other charges as may be convenient or necessary to produce
16 sufficient revenues to meet the expenses of operation to the
17 Authority, and to fulfill the terms of any agreement made with
18 the holders of the bonds or other obligations of the Authority
19 or in any way impair the rights or remedies of the holders of
20 those bonds or other obligations of the Authority until such
21 bonds or other obligations are fully paid and discharged or
22 provision for their payment has been made.

23 (20 ILCS 3501/845-40)

24 Sec. 845-40. The Authority shall appoint a secretary and
25 treasurer, who may, but need not, be a member or members of the

1 Authority to hold office during the pleasure of the Authority.
2 Before entering upon the duties of the respective offices such
3 person or persons shall take and subscribe to the
4 constitutional oath of office, and the treasurer shall execute
5 a bond with corporate sureties to be approved by the Authority.
6 The bond shall be payable to the Authority in whatever penal
7 sum may be directed by the Authority conditioned upon the
8 faithful performance of the duties of the office and the
9 payment of all money received by him according to law and the
10 orders of the Authority. The Authority may, at any time,
11 require a new bond from the treasurer in such penal sum as may
12 then be determined by the Authority. The obligation of the
13 sureties shall not extend to any loss sustained by the
14 insolvency, failure or closing of any savings and loan
15 association or national or state bank wherein the treasurer has
16 deposited funds if the bank or savings and loan association has
17 been approved by the Authority as a depository for these funds.
18 The oaths of office and the treasurer's bond shall be filed in
19 the principal office of the Authority. All funds of the
20 Authority, including without limitation, grants or loans from
21 the federal government, the State or any agency or
22 instrumentality thereof, fees, service charges, interest or
23 other investment earnings on its funds, payments of principal
24 of and interest on loans of its funds and revenue from any
25 other source, except funds the application of which is
26 otherwise specifically provided for by appropriation,

1 resolution, grant agreement, lease agreement, loan agreement,
2 indenture, mortgage or trust agreement or other agreement, may
3 be held by the Authority in its treasury and be generally
4 available for expenditure by the Authority for any of the
5 purposes authorized by this Act. In addition to investments
6 authorized by Section 2 of the Public Funds Investment Act,
7 funds of the Authority may be invested in (a) obligations
8 issued by any State, unit of local government or school
9 district which obligations are rated at the time of purchase by
10 a national rating service within the two highest rating
11 classifications without regard to any rating refinement or
12 gradation by numerical or other modifier, or (b) equity
13 securities of an investment company registered under the
14 Investment Company Act of 1940 whose sole assets, other than
15 cash and other temporary investments, are obligations which are
16 eligible investments for the Authority, provided that not more
17 than 20% of the assets of the investment company may consist of
18 unrated obligations of the type described in clause (a) which
19 the Board of Directors of the investment company has determined
20 to be of comparable quality to rated obligations described in
21 clause (a). Funds appropriated by the General Assembly to the
22 Authority shall be held in the State treasury unless this Act
23 or the Act making the appropriation specifically states that
24 the monies are to be held in or appropriated to the Authority's
25 treasury. Such funds as are authorized to be held in the
26 Authority's treasury and deposited in any bank or savings and

1 loan association and placed in the name of the Authority shall
2 be withdrawn or paid out only by check or draft upon the bank
3 or savings and loan association, signed by the treasurer and
4 countersigned by the Chairperson or the Executive Director of
5 the Authority. The Authority may designate any of its members
6 or any officer or employee of the Authority to affix the
7 signature of the Chairperson and another to affix the signature
8 of the treasurer to any check or draft for payment of salaries
9 or wages and for payment of any other obligations of not more
10 than \$2,500. In case any officer whose signature appears upon
11 any check or draft, issued pursuant to this Act, ceases to hold
12 his office before the delivery thereof to the payee, his
13 signature nevertheless shall be valid and sufficient for all
14 purposes with the same effect as if he had remained in office
15 until delivery thereof. No bank or savings and loan association
16 shall receive public funds as permitted by this Section, unless
17 it has complied with the requirements established pursuant to
18 Section 6 of the Public Funds Investment Act.

19 (Source: P.A. 93-205, eff. 1-1-04.)